

1  
2  
3  
4  
5  
6  
7  
8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 ONE 2006 BENTLEY FLYING SPUR  
15 SEDAN, CALIFORNIA LICENSE NO.  
16 5GAG721 VIN SCBBR53WX6C036543, ITS  
17 TOOLS AND APPURTENANCES,

18 Defendant.

CASE NO. 07cv2100 DMS (AJB)

**ORDER DENYING MOTION TO  
SET ASIDE DEFAULT AS MOOT**

[Docket No. 15]

19 On March 14, 2008, this Court entered default judgment in favor of the United States against  
20 Jeremy Cao, Craig Lake and all potential claimants. One week later, the Court received a motion from  
21 Craig Lake, who is proceeding *pro se*, for relief from entry of default. The Court set that motion for  
22 hearing on May 16, 2008. However, on May 9, 2008, the Court received a request from Mr. Lake for  
23 "a rescission from relief from default." The Court construes this document as a request to withdraw  
24 his motion for relief from entry of default. Accordingly, the motion is hereby denied as moot.

**IT IS SO ORDERED.**

25 DATED: May 12, 2008

26   
27 HON. DANA M. SABRAW  
28 United States District Judge